

RATE CASE IN BOARD'S HANDS

Carload or Per Pound Rate in the Matter Under Consideration.

RAILROADS PRESENT THEIR ARGUMENTS

No One Appears on the Opposite Side and After General Manderson Gives a Talk the Question is Submitted.

LINCOLN, Feb. 6.—(Special.)—The question of whether the railroads of Nebraska shall charge carload or per pound rates on shipments of live stock was submitted to the State Board of Transportation today for the second time within three years.

When the case was opened this morning the railroads represented were the Burlington, Union Pacific and Elkhorn lines. When the case was opened this morning W. R. Kelly announced that inasmuch as the Union Pacific railroad was in the hands of receivers when the order of 1887 was issued the present officers of the company had no legal knowledge that the Board of Transportation had ever prohibited charging for transportation of live stock by the pound. The other two railroads did not deny service of the order and the hearing proceeded.

least will be during that time has there been any foundation for complaint and less legitimate complaint than there has been in the last two or three years. These who complain have to be dragged out and pressed to make their complaints, and these attacks that have been made upon the board and its secretaries are not based upon any desire to advance the general good to the greatest number of people.

"We have nothing to conceal, so far as rates are concerned. There is every reason for an advance, with everything else that has advanced, rather than for a decrease in rates. The advance on steel rails is from \$15 to \$23; the advance on oak ties is from 43 cents to 57 cents per tie at St. Louis; there are numerous in actual repairs at the Burlington system, 250,000 ties per annum. The advance in the cost of labor upon this system is probably somewhere ranging from 10 to 20 per cent.

"Now, under these conditions I think the board will have a long while before it will do the unfair thing that is suggested by those who are interested not in the welfare of the shipper or the state, but in a desire to advance their own personal or political aims.

A statement similar to Mr. Crosby's was filed by Charles J. Lane of the Union Pacific and B. F. White of the Elkhorn about the defense with a few remarks in behalf of his company.

In response to an invitation by Secretary Porter, W. E. Hibbard said that from his home in Irvington the rate per car was \$10 under the old system, while under the per pound system the cost of transportation was increased \$2 per car for only a one-mile haul. Regarding the reference of the matter to the receiving cars Mr. Hibbard said that it had been his experience that overloading was better for cattle than underloading.

Roads State Their Case.

The Burlington was represented by General Manderson, George W. Hedger and George H. Crosby; the Elkhorn by B. F. White and C. H. Merchant; the Union Pacific by W. R. Kelly, John N. Baldwin and C. J. Lane. Besides these men there were about twenty-five freight agents present.

General Manderson opened the proceedings by reading an affidavit signed by George H. Crosby, general freight agent of the Burlington. In this paper were set forth the reasons for the change in live stock rates. It was asserted that the per pound rates were right and proper for the reason that the shipper should pay for what transportation he gets. "The per car basis," he said, "permits overloading of cars, of discrimination in the use of cars and gives the unprincipled shippers opportunities by overloading to take advantage of carriers and competitors.

"The carload charge offers a premium to shippers to overload, of which some avail themselves, while others do not," said Mr. Crosby. "If we could make an arbitrary rule requiring a certain amount to be loaded in cars of certain length we could exempt ourselves from the charge of discrimination as between shippers, but as we cannot do this we are answering parties to the discrimination because we are powerless to prevent the overloading and underloading of cars. Cars are often so badly overcrowded that trains have to be stopped, cars unloaded and reloaded and at times extra cars furnished for the excess taken out of overcrowded cars. This is the detriment of the stock.

Oratorical Contest at Bellevue. BELLEVUE, Neb., Feb. 6.—(Special.)—The second annual oratorical contest of the Bellevue College Oratorical association was held last evening at the college auditorium. A select group of representatives of the college at the state contest which will be held at Grand Island in March. Both contestants are members of the senior class.

Discussion Over School Plans. FREMONT, Neb., Feb. 6.—(Special.)—The school board is having some difficulty in awarding the contract for the new high school building. The plans and specifications furnished by Parsons & Sons of Des Moines are not satisfactory in many respects as thought by the board to be complete and not practical. Bids were opened this afternoon, with about thirty contractors present. There appeared to be considerable misunderstanding about the terms of the specifications. A secret session was held at which it is said there was a very animated discussion on the question of the satisfactory quality of the plans and specifications, many members being in favor of procuring an entirely new and complete set of plans.

Small Foundation for Complaint. "I volunteer the assertion that never since railroads were built in Nebraska, and I base this upon pretty accurate knowledge, as I believe, of the conditions for the last thirty years in which I have lived in the

from the county board on the assessments for the construction of the cut-off ditch west of Ames. For the first time in years there are no criminal cases to be tried. In the numerous prosecution cases of Paul Frost against Bimonthly the defendant withdrew his motion for a new trial and judgment was rendered on the verdict for \$100 and costs. The judgment will be satisfied, and an appeal will be taken to the supreme court.

Quarantined for Wrong Disease. VALLEY, Neb., Feb. 6.—(Special.)—County Clerk N. P. Maps of this place has satisfied himself after corresponding with the Kansas State Board of Health, that the disease he had and for which he was quarantined was not smallpox, but Cuban chickenpox.

Triste Soldiers' Funeral. BEATRICE, Neb., Feb. 6.—(Special Telegram.)—The body of Frank M. Knouse of Company C, First Nebraska, was received today over the Rock Island from California, having come by transport from the Philippines. The remains were delivered to the undertaker and will be placed in the receiving vault until the arrival of the remains of Private Andrew G. Mays of Company H, Macey of Company C, which will probably be not later than next Sunday. Arrangements are being made for a triple funeral.

Funeral of a Hero. NEILSON, Neb., Feb. 6.—(Special Telegram.)—The body of Albert H. Burl of Company H, First Nebraska, who died in the Philippines, October 12, 1899, arrived at noon. The funeral, one of the largest ever held in this place, was held at the Presbyterian church. The members of Company H were in uniform and escorted the remains to the cemetery in a body, accompanied by the Grand Army of the Republic and the Relief corps.

Adams County Mortgage Record. HASTINGS, Neb., Feb. 6.—(Special.)—The number of mortgages filed and released in Adams county during the month of January: Adams mortgages, 42, amounting to \$20,750; released, 42, amounting to \$21,250; city mortgages, 18, amounting to \$17,575; released, 22, amounting to \$13,302.50; chattel mortgages, 19, amounting to \$27,381.65; released, 16, amounting to \$11,923.70.

Dodge County Mortgage Record. FREMONT, Neb., Feb. 6.—(Special.)—The following is the Dodge county mortgage record for the month of January: Chattel mortgages, 42, amounting to \$20,750; released, 42, amounting to \$21,250; city mortgages, 18, amounting to \$17,575; released, 22, amounting to \$13,302.50; chattel mortgages, 19, amounting to \$27,381.65; released, 16, amounting to \$11,923.70.

New Mill for Nebraska. ST. EDWARD, Neb., Feb. 6.—(Special Telegram.)—Ruston Scott of Patonsburg, Mo., has arrived here today and has close negotiations with A. D. Warner for the mill site. They are accompanied by a representative of one of the largest and best mill building firms in the country and have placed their order for the necessary machinery for a complete mill of a capacity of 100 barrels wheat and fifty barrels rye flour per day.

Saunders County Mortgages. WAHOO, Neb., Feb. 6.—(Special.)—The following is the record of mortgages filed and released in Saunders county for the month of January: Number of real estate mortgages filed, 55, amount \$76,952; released, 49, amounting \$124,265; chattel mortgages, 35, amounting \$55,154; released, 51, amounting \$127,706; city mortgages, number mortgages, 19, amounting \$25,825; released, 13, amounting \$7,551.

Accident Results in Death. FREMONT, Neb., Feb. 6.—(Special.)—Antonio Pelan, a young Bohemian, was killed 25 years of age, was run over and killed by a passenger train at a crossing on the Elkhorn near Bruno, about 5 o'clock last night. The engine struck the wagon, throwing Pelan some distance. He was picked up and taken to Brainard, where he died about 9 o'clock.

Saltwork in Postoffice. CULBERTSON, Neb., Feb. 6.—(Special Telegram.)—The Culbertson postoffice was recently searched upon a farmer about 25 years of age, was run over and killed by a passenger train at a crossing on the Elkhorn near Bruno, about 5 o'clock last night. The engine struck the wagon, throwing Pelan some distance. He was picked up and taken to Brainard, where he died about 9 o'clock.

Solicitors Arrested. ALMA, Neb., Feb. 6.—(Special Telegram.)—Roger Byrnes and George W. DeHaven, two men representing the Northern Life insurance company of Marshalltown, Ia., were arrested here tonight under instructions from the sheriff of Fairbury county for getting money under false pretenses.

Bridges Shut for Damages. COURTLAND, Neb., Feb. 6.—(Special.)—C. D. Sweeney, living near this city yesterday filed suit against Gas county for \$8,500 for damages sustained last fall by falling through a bridge on the public highway. The bridge had not been condemned.

Joe Harvest Begun. TECUMSEH, Neb., Feb. 6.—(Special.)—The ice harvest was commenced here yesterday by Dillon & Co. with a crew of 100 men. It is of good quality and from six to 12 inches thick. A big force of men is employed in its packing.

Celebrated Silver Wedding. EWING, Neb., Feb. 6.—(Special.)—Mr. and Mrs. E. S. Gilmore celebrated their silver wedding anniversary last evening. About one hundred and fifty invited guests assembled. Many beautiful and valuable presents were received.

Snowfall in Nebraska. PLAINVIEW, Neb., Feb. 6.—(Special.)—It commenced snowing early yesterday morning and indications are that the fall will be heavy before it ceases.

Results on the Running Tracks. NEW ORLEANS, Feb. 6.—Tom Collins defeated in the handicap in which he was backed from 3 to 5. He was followed by the betting public and after the race W. Woods, who had him, was succeeded by Frank Murphy. Monday morning the track and track show. Results: First race, one mile, selling; Galtley, driver, won, Elkin second, Judge Quigley third. Time: 1:22. Second race, one and one-eighth miles, selling; Madison won, Dr. Patton second, Tom Collins third. Time: 1:52. Third race, one mile, selling; Trust Me won, George B. Cox second, Quannah Park third. Time: 1:24. Fourth race, six furlongs, handicap; Belle of Memphis won, Lord Fairfax second, A. J. Kelly third. Time: 1:18. Fifth race, one mile, selling; Parakeet won, Martin Fox second, Jennie F. third. Time: 1:24. Sixth race, six and one-half furlongs; Loveland won, Agas second, Belle of Memphis third. Time: 1:24. Seventh race, one mile, selling; First ran, seven furlongs, selling; Dogtown won, Thinkin' Think second, New Moon third. Time: 1:24. Eighth race, six furlongs, selling; Tallish won, Bedgewin second, Allie third. Time: 1:24. Ninth race, one and one-eighth miles, handicap; Rio Chico won, Oada second, Pecos third. Time: 1:52. Tenth race, six furlongs, high-weight handicap; Andriana won, Ben Lord second, Loving Cup third. Time: 1:24. Eleventh race, one mile, pure; Olinthus won, Formero second, Del Paso third. Time: 1:24.

NO EVIDENCE FOR MOLINEUX

Counsel for Accused Poisoner Rest His Case on State's Evidence.

LAWYER WEEKS ATTACKS THE EXPERTS

Insinuates that Cornish May Be Guilty—Dilates on What He Terms Suspicious Actions of Principal Accuser.

NEW YORK, Feb. 6.—Counsel for Roland B. Molineux took a bold and unexpected step today, announcing that the state would submit no evidence. Last night Barlow S. Weeks, counsel for Molineux, said that the state's case consumes less time than the prosecution, but as a safeguard against this contingency, he sawed into the cell of a negro condemned to be hanged through a breach in the wall ahead of them. The idea was for him to draw any fire which might be intended for him. But the negro escaped and they followed him. Once safe out of jail Crow and his pal stole a horse and buggy and drove it at breakneck speed toward Omaha. At Hamberg they "ditched" the rig and caught a fresh train and were in Omaha before daylight of the day after tomorrow.

Crow was at large for several months, but was finally arrested in the postoffice at Cincinnati and was later turned over to the St. Joseph authorities. There he was given eight months for jail breaking. In the meantime the police had received notice of a charge of diamond robbery pending against him in Denver. This, however, was settled without a trial, as there was no prosecution.

This, so far as known, was his last criminal act of the one he is now charged with, the train robbery near Chicago.

THINK GUERTIN IS A CROOK Young Man Believed to Be an "Short Change Artist" is Arrested by Detectives.

A young man giving the name of Emory Guertin was arrested Tuesday by Detectives Heelan and Johnson and is booked at the police station as a suspicious character. It is believed that Guertin is the "short change artist" who has victimized several Omaha business men during the past two weeks. Joe Pezdirtz, who runs a saloon at 1024 South Thirtieth street, called at the station and attempted to identify him as the young man who "skimmed" him out of \$10 a week ago in making change, but was unable to do so positively. He says, however, he thinks Guertin is the man. Other victims will be asked to examine the prisoner today.

Guertin denies that he is a crook and says he has been attending the Omaha Business college. No such name as Guertin, however, appears upon the college rolls.

FORECAST OF THE WEATHER Cold Wave to Follow Snow, Which Will Succeed Rain Today—Northerly Winds.

WASHINGTON, Feb. 6.—Forecast: For Nebraska and Iowa—Rain, turning into snow, with cold wave Wednesday and Wednesday night. Thursday colder, winds shifting to high northerly. For Missouri—Rain Wednesday, cold wave and snow buries late Wednesday and Wednesday night. Thursday colder, southerly shifting to northerly winds. For South Dakota—Snow buries and cold wave Wednesday. Thursday fair and cold, high northerly winds. For Kansas—Rain turning into snow, with cold wave late Wednesday and Wednesday night. Thursday fair and cold, wind shifting to high northerly. For Wyoming—High and cold wave Wednesday. High northerly winds. Thursday colder.

Local Record. OFFICE OF THE WEATHER BUREAU, OMAHA, Neb., Feb. 6.—(Special.)—Record of temperature and precipitation compared with the corresponding day of the last three years:

Table with columns for Year, Maximum temperature, Minimum temperature, Average temperature, Precipitation, and Deficiency for the day. Rows for 1897, 1898, and 1899.

Report from Stations at 8 p. m. Table with columns for Station, Maximum temperature, Minimum temperature, and Precipitation. Rows for Omaha, North Platte, Grand Island, etc.

STATIONS AND STATE OF WEATHER. Table with columns for Station, Maximum temperature, Minimum temperature, and Precipitation. Rows for Omaha, North Platte, Grand Island, etc.

Nothing is better impossible to manufacture a better remedy. Omaha People Make Good Witnesses of the Success It Has Achieved.

There can be nothing better for backache, nervousness, sleeplessness and all ailments arising from kidney disorders than Morrill's Kidney Pills. It is impossible to manufacture a better kidney remedy. Kidney pills contain the very best ingredients that are good for ailments arising from the kidneys. The vast number of people in this city who have testified to the merits of Morrill's Kidney Pills is sufficient proof that none of our claims are false.

Mr. C. E. Smith, 238 Sherman Ave., says: "I have suffered from kidney trouble for the past six or seven years. I had a terrible pain in my back and was troubled with nervousness, headaches and swelling of the feet and ankles. I tried different kinds of kidney remedies, but they did not seem to help me. I heard about Morrill's Kidney Pills and decided to try them. I took them according to directions and they have completely relieved me of all my former troubles."

Morrill's Kidney Pills are not pills, but Yellow Tablets and sell at fifty cents a box at drug stores and by the Meyers-Dillon Drug Co. Mailed on receipt of price. Manufactured by John Morrill & Co., Chemists, Springfield, Ohio.

saloon on Fourteenth street between Farnham and Douglas. His Omaha record, so far as the police know, was not bad, all of his crooked work having been done in other cities of the middle west.

His first criminal act that attracted particular attention to him was in Chicago during World's Fair year, when he shot a policeman attempting to arrest him. The victim of the shot recovered after a lingering illness, and Crow escaped with a light jail sentence.

About four years ago he was arrested on suspicion of having been implicated in a train robbery near St. Joseph, Mo., and was lodged in the St. Joseph jail. After an incarceration of a few weeks he took part in a plot to break jail. The jailbirds procured tools from prisoners on the outside, and after a few hours' work the bars which separated them from liberty were cut. But the job was so easy that Crow suspected a plot on the part of the officers to lure them into breaking jail, intending to take a shot at them as they were escaping. As a safeguard against this contingency, they sawed into the cell of a negro condemned to be hanged through a breach in the wall ahead of them. The idea was for him to draw any fire which might be intended for him. But the negro escaped and they followed him. Once safe out of jail Crow and his pal stole a horse and buggy and drove it at breakneck speed toward Omaha.

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GATARRH OF THE KIDNEYS.

Pe-ru-na never fails to cure it.



Mr. John Vance, of Hartford City, Ind.

Mr. John Vance, member of Company 1, 7th Ohio Infantry, First Brigade, Second Division, Fourth Army Corps, who lives at Hartford City, Ind., in a letter dated June 7th, 1899, says: "My kidney trouble is much better. I have improved so much that everybody wants to know what medicine I am taking. I recommend it to everybody and some have commenced to use it. The folks all say that if Dr. Hartman's medicine cures me it must be great." In a later letter he says: "I am still improving in health. People call me well now. I am still using your medicine. People want to know what has done me so much good and I can easily tell them."

Mr. J. Brake of Portola, Ontario, Canada, writes: "Four years ago I had a severe attack of Bright's Disease, which brought me so low the doctor said nothing more could be done for me. I began to take Pe-ru-na and in a few weeks I was able to get up and about. I have not had a recurrence since." Send for free catalogue. Address: The Pe-ru-na Drug Mfg. Co., Columbus, Ohio.

Mr. L. C. Saunders, 207 Haynes street, Atlanta, Ga., says: "I was troubled with kidney and bladder trouble and have heard so much of Pe-ru-na, that I bought a bottle. I began to use Pe-ru-na and in a few weeks I was able to get up and about. I have not had a recurrence since." Send for free catalogue. Address: The Pe-ru-na Drug Mfg. Co., Columbus, Ohio.

MORPHINE Easy Home Cure. Painless. Permanent. We will send anyone addicted to Opium, Morphine, Laudanum, Cocaine, etc., a free trial of our Morphine Cure. It is a tonic. I think I will take it during the summer as I am sixty-nine years old and I think it strengthens me. I was very much broken down when I began to take Pe-ru-na and if there is anything I can do for you I will do so with pleasure. Send for free catalogue. Address: The Pe-ru-na Drug Mfg. Co., Columbus, Ohio.

OUR GUARANTEE FOR WEAK MEN Received of Mr. ... Five Dollars (showing full treatment of Turkish L. M. Caps, which are sold to you with a guarantee to cure sexual weakness, cure stricken parts and stop all unnatural discharges or emissions, cure nerves and turn. This guarantee holds good for three years. And should a weakness return, we will refund the price of the charge. Hahn's Pharmacy, 15th and Farnam Sts., Neb., N. B.—We give this guarantee to our satisfied customers.

The Medical World Astounded. Many physicians who had been skeptical now admit that the curative power of Dr. Bennett's Electric Belt is nothing short of miraculous. After many years of incessant search and testing, ever alert to take advantage of any new discovery, Dr. Bennett has discovered the cause and effect of disease and to find out the remedial agent which would cure it, my incomparable Electric Belt is the result. It is a powerful electric current, of a high frequency, of a low voltage, of a low amperage, and is the most subtle medium through which to convey the current of electricity imperceptibly from the battery in the belt to the system. Not least in its wonderful action and paramount excellence is its electrical Sarcoid, also non-burning, given free to make purchasers of my Electric Belt.

DR. BENNETT'S Electric Belt. I GUARANTEE to cure all diseases which result in a lack of VITALITY. NERVE FORCE. I have a record of 3,000 cases treated, and there is no guess work, no experimenting by my method, but always ABSOLUTE CERTAINTY. My Belt is a positive cure for RHEUMATISM, GOUT, NEURALGIA, MIGRAINE, SPERMATORRHOEA, DEBRILITATION, GENERAL WEAKNESS, and UNDEVELOPED PARTS. CURES ALL THE FOLLOWING AFFECTIONS: LIVER AND BLADDER TROUBLES, GONORRHOEA, DYSPEPSIA, ALL FEMALE COMPLAINTS, ETC.

Mr. A. Mcweeney, 1205 Cornett St., Omaha, Neb., writes to Dr. Bennett: "Some few weeks ago I purchased one of your Belts, and after wearing same for ten weeks I find that my varicose veins of my legs, which had been entirely cured, were returning. I was very much surprised, and will say that I am a much stronger man in every respect than I was before I commenced to use Dr. Bennett's Electric Belt. To all who are skeptical in regard to the merits of your Belt, I will cheerfully recommend it as to what it claims to cure."

DR. BENNETT'S Electric Company, Rooms 15 to 20, Douglas Block, Opp. Hardware, Corner 10th and Dodge Sts., OMAHA, NEB. OFFICE HOURS—From 8:30 a. m. to 8:30 p. m. Sundays—From 10:30 a. m. to 1 p. m.

WESTERN ELECTRICAL COMPANY Electrical Supplies. Electro Wiring Bells and Gas Light. W. W. JOHNSON, Mer.

DR. BENNETT'S Electric Company, Boots-Shoes-Rubbers, American Hand Sewed Shoe Co. W's 1st Jobbers of Foot Wear. WESTERN AGENTS FOR The Joseph Baigan Rubber Co.

CHICORY. The American Chicory Co. Growers and manufacturers of all forms of Chicory. Chicago, Omaha, Fremont-O'Neill.

SAFE AND IRON WORKS. The Omaha Safe and Iron Works, G. ANDREON, Prop. Makes SPECIALTY FIRE ESCAPES, And Burial Proof Safes, and Iron Works, etc. 610 S. 14th St., Omaha, Neb.

ELEVATOR SUPPLIES. H. Davis & Son. Electric, Hydraulic and Hand Elevators. Elevator Safety Gates. Elevator repairing a specialty. Leather Valve Cups for Elevators. Building Brackets, Hoists, etc. 1210 Harney, Omaha, Neb.

CAPE GOLD NOME GOLD. The very latest and most authentic information regarding this wonderful region; also a complete map of the country for a 2 cent stamp. The Seattle Trading Co. OUTFITTERS SEATTLE.

WANTED—Case of mad health that B-I-P-A-N-S will not benefit. Send 5 cents to Ripans Chemical Co., New York, for 12 samples and 1,000 testimonials.

Catarrh. Mr. B. P. McAllister, Harrodsburg, Ky., says: "I employed numerous methods of local treatment for a severe case of Catarrh, but the disease grew upon me all the time. I finally realized that this treatment did not reach the disease, and decided to try Swift's Specific, which promptly got at the seat of the trouble, and cured me permanently." Catarrh is a blood disease and can not be reached by sprays, inhaling mixtures, etc. S. S. S. is the only cure. Send for valuable booklet free by Swift Specific Company, Chicago, Ill.

S.S.S. The Blood. Catarrh is a blood disease and can not be reached by sprays, inhaling mixtures, etc. S. S. S. is the only cure. Send for valuable booklet free by Swift Specific Company, Chicago, Ill.

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